

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Services- Prisons Department – Sri P.V.T. Philip, Deputy Inspector General of Prisons (Retd) – Sanction of differential amount of pay from the date of notional promotion to the post of Deputy Inspector General of Prisons – Orders – Issued.

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HOME (PRISONS.A) DEPARTMENT

**G.O. Rt. No.1704**

Date: 06-10-2009

Read the following:-

1. G.O. Ms. No. 150, Home (Prisons. A) Department, dated 15-02-1990.
2. G.O. Rt. No. 2930, Home (Prisons. A) Department, dated 04-11-1993.
3. G.O. Ms. No. 83, Home (Prisons. A) Department, dated 01-05-2007.
4. From Sri P.V.T. Philip, DIG of Prisons (Retd), representation, dated 30-07-2008.
5. From the DG&IGP&CS., AP., Hyderabad, Lr No. EB3/473/2008, dated 01-12-2008.
6. From the DG&IGP&CS., AP., Hyderabad, Lr No. EB3/952/2000, dated 03-03-2009.

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**ORDER :**

Sri P.V.T. Philip was appointed as Jailor in Prisons Department. His services in the category of Jailor were regularized with effect from 27-06-1969. Subsequently, he was promoted as Deputy Superintendent of Jails and his services in the category of Deputy Superintendent of Jails were regularized w.e.f. 20-08-1977. The direct recruit Deputy Superintendent of Jails in the year 1979, viz Sri P. Narasimha Reddy, Sri J. Raja Rao, and Sri M.R. Ahmed, have challenged the date of regularization of Sri P.V.T. Philip, in the category of Jailor and Deputy Superintendent of Jails before the Hon'ble APAT., Hyderabad. Based on the orders of Hon'ble APAT., Hyderabad, the Government have examined the issue afresh and confirmed the date of regularization of Sri P.V.T. Philip, in the category of Jailor, w.e.f 27-06-1969, vide reference 1<sup>st</sup> read above.

**2.** Aggrieved by the above orders, Sri P Narasimha Reddy, and two others have filed OA Nos. 10217 to 10219 of 1990 before the Hon'ble APAT., Hyderabad. The Hon'ble APAT., Hyderabad, in its order, dated 01-09-1992, have set aside the orders issued in the reference 1<sup>st</sup> read above. Aggrieved by the orders of APAT., Hyderabad, Sri P.V.T. Philip, has filed SLP No. 13271-73 of 1992 before the Hon'ble Supreme Court of India and Hon'ble Supreme Court in its order, dated 13-07-1993, have set aside the orders of Hon'ble APAT., in OA Nos. 10217 to 10219 of 1990, dated

01-09-1992 and declared that Sri P.V.T. Philip, shall rank as senior to Sri P. Narasimha Reddy, Sri J. Raja Rao, and Sri M.R. Ahmed, both in the category of Deputy Superintendent of Jails and Superintendent of Jails.

**3.** In the reference 2<sup>nd</sup> read above, Sri P.V.T. Philip, was accorded notional promotion to the post Deputy Inspector General of Prisons w.e.f. 01-02-1993, the date on which his junior Sri P. Narasimha Reddy, was promoted to the post of Deputy Inspector General of Prisons.

**4.** Sri P.V.T. Philip requested the Government to consider his case for notional promotion to the post of Deputy Inspector General of Prisons w.e.f 01-01-1991 instead 01-02-1993, i.e from the date of arising vacancy in the category. The Hon'ble APAT., Hyderabad, vide its order, dated 28-07-1999 in OA No. 582 of 1996 directed to promote Sri P.V.T. Philip as Deputy Inspector General of Prisons w.e.f. 01-01-1991 with all consequential benefits. The WP No. and SLP filed by the Government before the Hon'ble High Court of A.P., and Hon'ble Supreme Court of India, against the orders of Hon'ble APAT., Hyderabad, were dismissed.

**5.** In the reference 3<sup>rd</sup> read above, Sri P.V.T. Philip, who was already officiating the post of Deputy Inspector General of Prisons, was accorded notional promotion in the category of Deputy Inspector General of Prisons w.e.f. 01-01-1991, with all consequential benefits. The Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, fixed the pay of Sri P.V.T. Philip notionally w.e.f 01-01-1991 and allowed monetary benefit w.e.f 16-12-1993, i.e from the date of his assumption of charge in the cadre of DIG of Prisons, vide proceedings No. C1/28/2007, dated 09-04-2008.

**6.** In the reference 4<sup>th</sup> read above, Sri P. V. T. Philip, DIG of Prisons (Retd), has requested the Government for grant of differential amount of pay during the period between 01-01-1991 i.e notional date of promotion and 16-12-1993 i.e the date of actual assumption of charge.

**7.** Government, after careful examination of the matter in consultation with Finance (FR. II) Department and Law Department have concluded that the Hon'ble APAT., Hyderabad, vide its order, dated 28-07-1999 in OA No. 582 of 1996, directed to "promote Sri P.V.T. Philip as Deputy Inspector General of Prisons w.e.f. 01-01-1991 with all consequential benefits" and the WP No. and the SLP filed by the Government against the same were dismissed by the Hon'ble High Court of A.P., and Hon'ble Supreme Court, respectively. Sri P.V.T. Philip, was accorded notional promotion in the category of Deputy Inspector General of Prisons w.e.f. 01-01-1991 with all consequential benefits. As such the individual is eligible for monetary differential amount of pay for the period from 01-01-1991 to 16-12-1993.

**8.** Accordingly, Government hereby sanction and pay differential amount of pay to Sri P.V.T. Philip, Deputy Inspector General of Prisons (Retd), during the period from 01-01-1991 to 16-12-1993.

**9.** The Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, shall take necessary action accordingly.

**10.** The Service Register of the individual furnished by the DG&IGP&CS., AP., Hyderabad, in the reference 6<sup>th</sup> read above, is returned herewith. He is requested to acknowledge the receipt of the same.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General & Inspector General of Prisons,  
& Correctional Services Andhra Pradesh, Hyderabad.

The individual **through** the DG&IGP&CS.,  
A.P., Hyderabad.

The Pay and Accounts Officer, Hyderabad.

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER